

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**IN RE:  
GEORGE ALAN OFFENBAKER**

**CASE NO: 14-52344 G**

**Debtor**

**TRUSTEE'S OBJECTION TO CONFIRMATION OF  
DEBTOR'S CHAPTER 13 PLAN**

NOW COMES, Mary K. Viegelahn, Chapter 13 Trustee in the above captioned case, and files this Objection to Confirmation of Debtor's Chapter 13 Plan. In support thereof, the Trustee would show the Court the following:

1. On September 17, 2014, the above named Debtor filed a voluntary petition for relief under Chapter 13 of the Bankruptcy Code in the United States Bankruptcy Court for the Western District of Texas, San Antonio Division.
2. The Chapter 13 meeting of creditors pursuant to 11 U.S.C. § 341(a) ("341 meeting") was concluded on **December 03, 2014**.
3. Debtor's amended plan provides for direct payment to Money Mart Pawn at \$120.00 monthly with collateral listed on Schedule D of tools and electronics. At the 341 meeting of creditors, the Debtor testified he intended to surrender the collateral to Money Mart Pawn so the Trustee questions why the debt is still scheduled and requests the Debtor amend his plan to surrender the collateral.
4. Debtor's amended Schedule I includes gross business income of \$3,200.00 with expenses of \$1,820.00 for a net monthly income of \$1,380.00. The Trustee requests proof of income and expenses to determine if Debtor's proposed plan is feasible and all disposable income is being provided for in the plan pursuant to Bankruptcy Code Section 1325.
5. The Debtor is delinquent in tendering payments that have come due under the plan. According to the Trustee's records, the Debtor is in arrears \$2,010.00, through March 18, 2015. The Debtor has shown an inability to fund the plan as proposed. The Debtor has never made a plan payment.
6. Plan confirmation is not recommended. The Trustee reserves the right to amend this objection.

**WHEREFORE, PREMISES CONSIDERED**, the Trustee requests that, the Court deny confirmation of the Debtor(s)' Chapter 13 plan as it fails to meet the requirements set forth in 11 U.S.C. §§ 1325(a)(1), (a)(3), (a)(6) and 521(a)(1), (a)(3), dismiss Debtor(s)' Chapter 13 case; and for such other relief as the Court find just and equitable.

Date: March 18, 2015

/S/

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JESSICA L. HANZLIK TSN: 24055661  
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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

IN RE:

CHAPTER 13

**GEORGE ALAN OFFENBAKER**

DEBTOR(S)

CASE NO.: **14-52344 G**

**CERTIFICATE OF SERVICE**

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I hereby certify that a true and correct copy of the attached document was served on  
**March 18, 2015** by First Class Mail, upon the following:

Debtor(s):

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Bankruptcy Department  
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assignee of Citibank  
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ASSIGNEE  
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/S/

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JESSICA L. HANZLIK

